

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

Dan McGrath, Minnesota Majority, Complainant, v. Minnesota Secretary of State, Respondent.	<b>NOTICE TO RESPONDENT</b>
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This matter was referred to the Office of Administrative Hearings by the Secretary of State upon receipt of a complaint to that Office filed by Dan McGrath, Minnesota Majority, on January 3, 2011.

The Secretary of State has filed its response to the Complaint. Pursuant to Minn. Stat. § 200.04, subd. 3 (d), upon receipt of the Secretary of State's response, the Office of Administrative Hearings must provide the Complainant with a copy of the response and an opportunity for a hearing on the record.

IT IS HEREBY ORDERED:

1. The Office of Administrative Hearings shall provide the Complainant with a copy of the response filed by the Secretary of State. The Respondent shall give written notice to the Administrative Law Judge, with a copy to Bert Black, Legal Advisor, Secretary of State, that he requests a hearing on the record to address the allegations in his complaint.

2. The deadline to file the request for hearing is **February 7, 2011**. If the Complainant requests a hearing, the request should be accompanied by a Notice of Appearance. See Minn. R. 1400.5700.<sup>1</sup>

3. In the event that a request for hearing is filed, the Administrative Law Judge will schedule a prehearing conference to set the schedule for discovery and prehearing motions, to simplify the issues for hearing, if possible, set the schedule for

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<sup>1</sup> Pursuant to Minn. Stat. § 200.04, this proceeding is not subject to chapter 14. However, Minn. R. 1400.5010 through 1400.8300, will guide the conduct of the proceeding to the extent consistent with Minn. Stat. § 200.04, or unless modified by Order of the Administrative Law Judge.

hearing, and to consider such other matters that may be necessary or advisable. See Minn. R. 1400.6500.

Dated: January 26, 2011

s/Beverly Jones Heydinger  
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BEVERLY JONES HEYDINGER  
Administrative Law Judge